IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 23RD FEBRUARY 2007 / 4TH PHALGUNA 1928

RPFC.No. 17 of 2006()

MC.84/2001 of FAMILY COURT, KOLLAM
.....

REVISION PETITIONER/PETITIONER:

SUDHARMA, AGED 43 YEARS,
D/O.SUBHADRA, RAMAMANGALATHU VEEDU,
PERAYAM MURI, THAZHUTHALA VILLAGE, KOLLAM TALUK.

BY ADV. SRI.K.ABDUL JAWAD

RESPONDENTS/COUNTER PETITIONER & STATE:
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1. SHINTO, AGED 48 YEARS,
S/O.JANARDHANA RAO, SUNIL NIVAS, PERAYAM MURI,
THAZHUTHALA VILLAGE, KOLLAM TALUK.
(VAIDYA NILAYAM, NEAR KADAPPAKADA,
KOLLAM TALUK).

2. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.AMJAD ALI
ADV. SRI.S.SUDHEESHKAR
SRI. K.SIJU

THIS REV.PETITION(FAMILY COURT) HAVING BEEN FINALLY HEARD ON 23/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

R.P.(F.C.)No.17 of 2006

Dated this the 23rd day of February, 2007

ORDER

Revision petitioner/wife filed M.C.84/01 before the Family Court, Kollam which stands allowed. The grievance is that the amount awarded as monthly maintenance is too low. The petitioner was allowed a sum of Rs.300/- per month. It has been brought out in evidence that the respondent is a qualified Ayurvedic Physician and that the family of the respondent are hereditary Ayurvedic physicians. They are also conducting a dispensary. It is also pointed out that it was brought out in evidence that the respondent is quite well off. The judgment did not disclose any reasons for the allowing maintenance at the rate of Rs.300/- which appears to be somewhat meagre.

2. In the circumstances, I am inclined to remit the matter back to the Family Court, to reconsider the contentions and dispose of the matter by a considered order mentioning specific reasons. The order of the court below is set aside. The

matter is remitted back. The court below shall further hear the parties and dispose of the case on merits untrammeled by any observations contained herein, within three months from the date of receipt of a copy of this order. The parties shall appear before the Family Court, Kollam on 20.3.2007.

The R.P.(FC) is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl

K.R.UDAYABHANU, J

Crl.R.P.No.899 of 2001

ORDER

15th February, 2007